

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Fukumura et al.

Serial No.: 09/720,979



Art Unit: 1636

Examiner: K.T. Katcheves

#19

Filed: March 7, 2001

Atty. Docket: 4001-0003

For: Negative-Sense RNA Virus Vector for Nerve Cell

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action dated October 2, 2002, requesting an election of claims in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the claims of Group I (Claims 1-10, 13, 14 and 15), without traverse.

This election is made without prejudice to or disclaimer of the other claims or inventions disclosed. Applicants reserve the right to file one or more divisional applications to the non-elected groups. Accordingly, reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, are respectfully requested.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to Deposit Account No. 50-0622.

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Respectfully submitted,
SHANKS & HERBERT



By: Shelly Guest Cermak
Reg. No. 39,571

Date: 11-1-02

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**Assistant Commissioner for Patents
Washington, D.C. 20231**

Re: U.S. Patent Application
Serial No.: 09/720,979 (U.S. National Stage of PCT/JP99/03552)
Filed: March 7, 2001
International Filing Date: July 1, 1999
For: Negative-Sense RNA Virus Vector for Nerve Cell
Inventors: Fukumura et al.
Attorney Docket No.: 4001-0003

Sir:

The following documents, are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Response to Restriction Requirement; and
 2. One (1) Return Postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Respectfully submitted,

SHANKS & HERBERT



Date: 11-1-02

Shelly Guest Cermak
Reg. No. 39,571

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